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7           UNITED STATES DISTRICT COURT  
8           WESTERN DISTRICT OF WASHINGTON  
9           AT SEATTLE

10          DAYVA CROSS,

CASE NO. C14-1092JLR

11           Petitioner,

ORDER

12           v.

13          DONALD HOLBROOK,

14           Respondent.

15          Before the court is Petitioner Dayva Cross's "Status Update." (Stat. Rep. (Dkt.  
16 # 73).) Mr. Cross submits his update in part as a result of the Washington Supreme  
17 Court's recent decision in *State v. Gregory*, 427 P.3d 621, 631 (Wash. 2018). (See Stat.  
18 Rep. at 1.) In that decision, the Court held that Washington's death penalty is  
19 unconstitutional, as administered, and converted all death sentences in Washington State  
20 to life imprisonment. *See Gregory*, 427 P.3d at 642. Mr. Cross informs the court that, in  
21 light of *Gregory*, "counsel are currently evaluating the appropriate next steps in this  
22 matter, both in this court and in the Washington Supreme Court and will keep the court

1 apprised of the status.” (Stat. Rep. at 2.) The court, therefore, ORDERS counsel to file a  
2 joint status report in this case every six months beginning six months from the date of this  
3 order. In addition, the court ORDERS counsel to file a joint status report within 15 days  
4 of any change in the status or procedural posture of this case of which the court should be  
5 aware.

6 Dated this 29th day of November, 2018.

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JAMES L. ROBART

United States District Judge

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